

**CITY OF KINGMAN
MEETING OF THE COMMON COUNCIL
Council Chambers
Mohave County Administration Building 700 W. Beale St. Kingman, AZ 86401**

5:30 PM

AGENDA

Tuesday, October 17, 2017

****A member of the Common Council may be attending the meeting telephonically****

REGULAR MEETING

CALL TO ORDER AND ROLL CALL

INVOCATION

Invocation will be given by Paul Daniel of First Southern Baptist Church

PLEDGE OF ALLEGIANCE

THE COUNCIL MAY GO INTO EXECUTIVE SESSION FOR LEGAL COUNSEL IN ACCORDANCE WITH A.R.S.38-431.03(A) 3 TO DISCUSS ANY AGENDA ITEM. THE FOLLOWING ITEMS MAY BE DISCUSSED, CONSIDERED AND DECISIONS MADE RELATING THERETO:

1. APPROVAL OF MINUTES

- a. Special Meeting Minutes of October 3, 2017. MOTION TO APPROVE WAS PASSED BY A VOTE OF 7-0.**
- b. Special Meeting Minutes of October 3, 2017. MOTION TO APPROVE WAS PASSED BY A VOTE OF 7-0.**

2. AWARDS/RECOGNITION

- a. Proclamation- VFW Buddy Poppy Days**
- b. Introduction and Badge Presentation for K-9 Sevende**

The Kingman Police Department is proud to introduce the newest member of the K-9 Unit. K-9 Sevende and his handler, Officer Billy Fancher, recently graduated from a 4- week intensive training program in Texas and are now working in patrol. Sevende is trained in narcotics detection, tracking and handler protection.

3. CALL TO THE PUBLIC-COMMENTS FROM THE PUBLIC

Those wishing to address the Council should fill out request forms in advance. Action taken as a result of public comments will be limited to directing staff to study the matter or rescheduling the matter for consideration and decision at a later time. Comments from the Public will be restricted to items not on the agenda with the exception of those on the Consent Agenda. There will be no comments allowed that advertise for a particular person or group. Comments should be limited to no longer than 3 minutes.

4. CONSENT AGENDA

All matters listed here are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items. If discussion is desired, that item will be removed from the CONSENT AGENDA and will be considered separately.

- a. Liquor License Amendment- Acquisition of Control**

Amended Acquisition of Control has been filed with the Arizona Department of Liquor

by Michael Joseph Basha for Basha's #30 located at 3360 Andy Devine Ave. Kingman, AZ to update the controlling members. **Staff recommends approval. MOTION TO APPROVE WAS PASSED BY A VOTE OF 7-0.**

b. Ordinance No. 1836, Authorization to Acquire Real Property for the Eastern Street Improvement Project, ENG16-0031

The design of the Eastern Street between Pasadena Avenue and Airway Avenue is complete. The plans require new right of way at several locations throughout the project. Ordinance No. 1836 allows staff to acquire key right of way at the intersection of Eastern Street and Kenwood Street. **Staff Recommends approval of Ordinance No. 1836. MOTION TO APPROVE WAS PASSED BY A VOTE OF 7-0.**

c. 2018 Governor's Office of Highway Safety Grant Award

The Kingman Police Department has been awarded \$20,000.00 from the Governor's Office of Highway Safety (GOHS). The funding will provide overtime for the department's participation in DUI/Alcohol enforcement with the DUI Task Force operations. **Staff recommends accepting the Governor's Office of Highway Safety grant and authorize the City Manager and Chief of Police to sign the attached contract. MOTION TO APPROVE WAS PASSED BY A VOTE OF 7-0.**

d. Amendment No. 1 to AECOM Contract for Kingman Crossing Boulevard, ENG16-0026

On January 4, 2017 the Council approved a professional services contract with AECOM Technical Services. This contract includes roadway design of Kingman Crossing Boulevard from Southern Avenue to just south of Interstate 40 (I-40). The design plans are currently at the 60 percent stage. Staff has applied for right of way across State Section 16. On September 29, the State sent a letter advising that Environmental Clearances will be required before the City can obtain right of way. Securing the right of way across State Section 16 is a key aspect of the project. This amendment is necessary to complete this task. **Staff recommends modifying the AECOM contract to include this work. MOTION TO APPROVE WAS PASSED BY A VOTE OF 7-0.**

5. OLDBUSINESS

a. Parking Lot at the Corner of 3rd Street and Andy Devine

Werner Fleichemann, owner of the Brunswick Hotel, made an offer to the City a while back to purchase the city owned parking lot at the corner of 3rd and Andy Devine. The Council at the time directed staff to get an appraisal, which was done and represented to Council. At the time Council rejected the offer from Mr. Fleichemann and did not counter his offer. Mr. Fleichemann is asking for Council time to make another offer on this same lot. **Staff is recommending that Council take a business friendly attitude and work with Mr. Fleichmann to get the Brunswick Hotel open as quickly as possible. MOTION TO DIRECT STAFF TO PREPARE THE LOT FOR POTENTIAL SALE WITH AN UPDATED APPRAISAL, COST TO CONSTRUCT THE LOT, AND PREQUALIFYING BIDDERS WAS PASSED BY A VOTE OF 7-0.**

b. Circus Prohibition

Council directed staff to draft an ordinance prohibiting circuses from operating within the city limits. This ban restricts those types of traveling animal performances while exempting typical rural agricultural activities such as rodeos, FFA, 4-H, and other educational activities. This item is presented to allow for options. If the Council does not adopt the Ordinance then the adoption of the Resolution could be an alternative option. **Staff recommends Adopt Ordinance 1837 and/or Resolution 5108. MOTION TO APPROVE RESOLUTION NO. 5108 AND DENY ORDINANCE NO. 1837 WAS PASSED BY A VOTE OF 6-1 WITH COUNCILMEMBER KRESS VOTING NAY.**

DIRECTION WAS PROVIDED TO STAFF TO SEE IF THERE IS A WAY TO ADDRESS THIS ISSUE ADMINISTRATIVELY THROUGH THE SPECIAL EVENT PERMIT PROCESS.

c. Palo Christi Update

Mayor and Council have requested additional information on the possible use of Palo Christi school; this information will be used to predict the financial and feasibility impacts. This information includes both financial rough estimates and physical needs of the city in order to occupy the facility.

Information only. DIRECTION WAS PROVIDED TO STAFF TO COMMUNICATE TO THE KINGMAN UNIFIED SCHOOL DISTRICT ON THE SIX WEEK DEADLINE PREVIOUSLY GIVEN AND RETURN THIS ITEM FOR COUNCIL CONSIDERATION ONE THE ASBESTOS REPORT IS AVAILABLE FOR THE PROPERTY.

d. *AMENDED***Interim City Manager Considerations**

Staff has provided the following options for Council consideration: 1. Review and possible authorization of signing a retainer letter to retain Interim Public Management, LLC to submit qualified candidates to the City for consideration of an Interim Manager. 2. Review and possible appointment of staff as Acting City Manager. 3. Review and possibly action on other considerations. **Council discretion. MOTION TO SIGN THE RETAINER LETTER TO RETAIN INTERIM PUBLIC MANAGEMENT, LLC WAS PASSED BY A VOTE OF 6-1 WITH COUNCILMEMBER KRESS VOTING NAY.**

6. NEWBUSINESS

a. Discussion and Possible Action Concerning Who is Allowed to Add or Remove Items From the Agenda

Clarification to applicable sections of the City of Kingman Municipal Code and City of Kingman Handbook regarding the addition and removal of Council Members Agenda items. **Council discretion. DIRECTION WAS PROVIDED TO STAFF TO CLEAN UP THE LANGUAGE REGARDING PLACING ITEMS ON CITY COUNCIL AGENDAS.**

b. Discussion and Possible Action Directing Staff to Put Out an RFP for Recruitment of Economic Development Director

Review and discuss directing staff to issue an RFP to hire an executive recruitment firm to handle the hiring process for the position of City Economic Development and Tourism Director. **Staff's recommendation is that Human Resources has done a commendable job in the first two recruitment's for the position and hiring an outside firm is not going to change the results. DIRECTION WAS PROVIDED TO STAFF TO POSTPONE THIS ITEM UNTIL AN INTERIM CITY MANAGER IS HIRED.**

c. Discussion and Direction on Chabin Concepts Proposal

Staff is looking for direction from Council on proposal from Chabin Concepts to postpone implementation of the Comprehensive Economic Development Strategic Plan until such time as a City Manager and/or Economic Development and Tourism Director have been brought on staff. **Staff recommends following Chabin's suggestion and delay the contract implementation until the key staff pieces are in place. MOTION TO INFORM CHABIN CONCEPTS THAT THE CITY WOULD POSTPONE THE CURRENT CONTRACT TO ALLOW TIME TO BRING IN AN INTERIM CITY MANAGER WHO WILL ASSIST IN HIRING AN ECONOMIC DEVELOPMENT DIRECTION WAS PASSED BY A VOTE OF 7-0.**

d. Report and Possible Direction to Staff on Public Wi-Fi at Powerhouse and Locomotive Park

Councilman Yocum would like a report and possible direction given to staff to make wi-fi available for visitors to the Powerhouse and Locomotive Park. **Staff has been looking at several options but are not sure if we are ready to make a recommendation at this time. MOTION TO DIRECT STAFF TO PROVIDE WIFI AT THE POWERHOUSE VISITORS CENTER WITHIN THE CURRENT BUDGET AND RESEARCH OPTIONS FOR A REQUEST FOR PROPOSAL FOR WIFI**

OPTIONS IN THE DOWNTOWN AREA WITH SUBSIDIZED COSTS FROM ADVERTISEMENT AND RETURN A REPORT TO COUNCIL WAS PASSED BY A VOTE OF 7-0.

7. REPORTS

a. Cerbat Cliffs LLC Business Plan

Levi Pitts will be available to give presentation of his business plan for 2017-2018 plan year.

b. 2017 Andy Devine Days Festival Report

The 2017 Andy Devine Days Festival, held Sept 22 & 23, was coordinated by the City of Kingman for the second year. The Festival drew 3,000 to 5,000 people each day from the region and from places as far away as Michigan, Canada, Arkansas and Alaska.

8. ANNOUNCEMENTS BY MAYOR, COUNCIL MEMBERS, CITY MANAGER

Limited to announcements, availability/attendance at conferences and seminars, requests for agenda items for future meetings.

9. EXECUTIVE SESSION

a. KAA Legal Update and Action

The City Council may go into executive session pursuant to ARS 38-431.03(A)(4) to discuss legal issues regarding the Kingman Airport Agreement.

MOTION TO GO INTO EXECUTIVE SESSION WAS PASSED BY A VOTE OF 7-0.

Discuss and direction on legal positions and strategy. Approve Fee Agreement.

MOTION TO APPROVE THE FEE AGREEMENT WITH DARYL WILLIAMS WAS PASSED BY A VOTE OF 7-0.

ADJOURNMENT --- MOTION TO ADJOURN WAS PASSED BY A VOTE OF 7-0.